C.S. 1001

(1) SINGLE BENCH (3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

W. P. No. 4440 OF 2005

PETITIONER

S.K.Gupta, Aged about 45 years, S/o Late Shri M.P.Gupta, Chief Executive Officer [suspended] Janpad Panchayat, Batauli, Tehsil Sitapur, District Surguja, Chhattisgarh

P.F. No. 4543/05 4593/05
Presented by Shri S.K. Mishra
dated 6/9/05

VERSUS

RESPONDENTS

1. State of Chhattisgarh Through Secretary Government of Chhattisgarh Tribal Development Deptt. DKS Bhawan, Mantralaya Raipur Chhattisgarh

RE... COPY (V) 5.9.05
CLE... A. G. BILASPUR

2. Commissioner Tribal Development Chhattisgarh Raipur, Chhattisgarh

3. Collector Ambikapur District Surguja Chhattisgarh

4. Project Administrator Integrated Tribal Development, Surguja, District Surguja (CG)

5. Assistant Commissioner Tribal Development, Ambikapur, District Surguja, Chhattisgarh

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-78

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No. 4440 **सन् 2005**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	06.10.2005 Shri Sanjay Kumar Agrawal, counsel for the petitioner. Shri Arun Sao, Deputy Govt. Advocate for the State on advance copy. Heard. By way of this writ petition filed under Article 226/227 of the Constitution of India, the petitioner has challenged the legality of his suspension order dated 09.8.2005 (Annexure P-1). After perusal of the order, it appears that the aforesaid order has been passed under rule 9(1) (*Ka*) of the Chhattisgarh Civil Services (Classification, Control and Appeal) Rules 1966. There is a provision of appeal against such an order passed under the aforesaid Rules. Since there is an alternative remedy available to the petitioner, I am not inclined to interfere in the writ petition. The petition is dismissed. However, the petitioner would be at liberty to file an appropriate appeal before appropriate authority in accordance with law. This writ petition stands finally disposed of. Accordingly, M.W.P.3614/2005 also stands disposed of. **Sd/-** **Sunil Kumar Sinha** **Judge**	